

Hearing Date: November 2, 2022
Time: 11:00 a.m.
Opposition due: October 26, 2022
Time 4:00 p.m.

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ASCP, LLC and Ascribe Associates III, LLC

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE:

LAWRENCE A. FIRST

Debtor.

Chapter 11

Case No. 22-11020-mg

NOTICE OF HEARING ON MOTION TO DISMISS CASE

PLEASE TAKE NOTICE that, a hearing will be held on November 2, 2022, at 11:00 a.m., or as soon thereafter as counsel can be heard, before the Honorable Martin Glenn, Chief United States Bankruptcy Judge, at the United States Bankruptcy Court, Southern District of New York (Manhattan Division) via Zoom for Government, on the Motion of ASCP, LLC and Ascribe Associates III, LLC for an order (i) dismissing this case, pursuant to 11 U.S.C. § 1112(b) and for bad faith filing, and (ii) for such other, further and different relief as is just and proper

PLEASE TAKE FURTHER NOTICE that any responses or objections (the “**Objections**”) to the Motion shall be in writing, shall conform to the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”) and the Local Bankruptcy Rules for the Southern District of New York (the “**Local Bankruptcy Rules**”), shall be filed with the Bankruptcy Court by attorneys practicing in the Bankruptcy Court, including attorneys admitted *pro hac vice*, electronically in accordance with General Order M-399 (which can be found at www.nysb.uscourts.gov), and shall be served in accordance with General Order M-399, dated May 17, 2010, the Bankruptcy Rules, and the Local Bankruptcy Rules, so as to be filed and served upon (a) the attorneys for ASCP, LLC and Ascribe Associates III, LLC, Zeichner Ellman & Krause LLP, 1211 Avenue of the Americas, 40th Fl., New York, New York 10036 (Attn: Jantra Van Roy, Esq. and Nathan Schwed, Esq.); (b) the Office of the United States Trustee, U.S. Federal Office Building, 201 Varick Street, Room 1006, New York, NY 10014 (Attn: Annie Wells, Esq.); and (c) attorneys for the Debtor, Kirby Aisner & Curley LLP, 700 Post Road, Suite 237, Scarsdale, NY 10583 (Attn: Erica R. Aisner, Esq.); by no later than **October 26, 2022 at 4:00 p.m. (Prevailing Eastern Time)** (the “**Objection Deadline**”).

PLEASE TAKE FURTHER NOTICE that objecting parties are required to attend the Hearing and failure to appear may result in relief being granted or denied upon default.

PLEASE TAKE FURTHER NOTICE that, due to the COVID-19 pandemic, the Hearing will be conducted using Zoom for Government. Parties should not appear in person and those wishing to appear or participate at the Hearing (whether “live” or “listen only”) must make an electronic appearance through the Court’s website prior to 4:00 p.m. (Prevailing Eastern Time) on the business day before the Hearing. Instructions for making an eCourtAppearance and additional information on the Court’s Zoom procedures can be

found at <http://www.nysb.uscourts.gov/content/judge-martin-glenn>. Parties are advised to check the Court Calendar the day before for updated call in times.

Dated: October 4, 2022
New York, New York

ZEICHNER ELLMAN & KRAUSE LLP

By: /s/ Jantra Van Roy
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